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/Marianne Holland/

Marianne Holland

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jefferson G. Shingleton Application No.: 10/802,116 Confirmation No.: 3332 Filed: 16 March 2004 Title: TRACKING SOLAR COLLECTOR ASSEMBLY	Group Art Unit: 1795 Examiner: Asha J. Hall <u>CUSTOMER NO. 22470</u>
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MAIL STOP PETITIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION under 37 CFR 1.182

Sir:

A Final Office Action in this case was mailed 21 December 2007. During a telephone interview with Examiners Hall and Neckel on 4 March 2008, Examiner Hall agreed to update the search based upon the clarification of south and north side supports provided during the interview.

After speaking with Examiner Hall on or about 6 May 2008, the undersigned filed an amendment after final on 7 May 2008 repeating the basic arguments made during the telephone conference and requesting that the finality of the final office action be withdrawn.

An information disclosure statement was also filed with the amendment after file filed on 7 May 2008. The certification statement in that information disclosure statement is incorrect. Therefore, **applicant petitions** the Commissioner to **withdraw the information disclosure statement** filed on 7 May 2008. The undersigned intends to properly file a replacement information disclosure statement upon receipt of the upcoming non-final office action.

If a telephone conference would be helpful, please call the undersigned at (650) 712-0340.

The Commissioner is hereby authorized to charge the petition fee of **\$130** under 37 CFR 1.17(h) to our Deposit Account No. 50-0869 (PWRL 1030-3).

Respectfully submitted,

Dated: 09 May 2008

/James F. Hann/

James F. Hann, Reg. No. 29,719

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